

FORM PCT/ISA/210  
(REV. 12-2001)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

Herbal Powers

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

**10/516500**

**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**

INTERNATIONAL APPLICATION NO.  
PCT/EP04/005516

INTERNATIONAL FILING DATE  
21 May 2004

PRIORITY DATE CLAIMED  
3 Feb 2004

TITLE OF INVENTION  
Composition of Diterpenic Labdanes ... Useful for the Treatment of Autoimmune Diseases

APPLICANT(S) FOR DO/EO/US  
Juan L. HANCKE and Rafael BURGOS

DEC 02 2004

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
  2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
  3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9), and (21) indicated below.
  4. ☒ The US has been elected by the expiration of 19 months from the priority date (Article 31).
  5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
    - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
    - b. ☐ has been communicated by the International Bureau.
    - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
  6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
    - a. ☒ is attached hereto.
    - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
  7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
    - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
    - b. ☐ have been communicated by the International Bureau.
    - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
    - d. ☐ have not been made and will not be made.
  8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
  9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
  10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
- Items 11 to 20 below concern document(s) or information included:**
11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
  12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
  13. ☒ A **FIRST** preliminary amendment.
  14. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
  15. ☐ A substitute specification.
  16. ☐ A change of power of attorney and/or address letter.
  17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
  18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
  19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
  20. ☒ Other items or information:  
European Patent Office International Search Report - Form PCT/ISA/210 (21 Oct. 2004)

2 ☒ The following fees are submitted:

BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):

Neither international preliminary examination fee (37 CFR 1.482)  
nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO  
and International Search Report not prepared by the EPO or JPO ..... \$1040.00International preliminary examination fee (37 CFR 1.482) not paid to  
USPTO but International Search Report prepared by the EPO or JPO ..... \$890.00International preliminary examination fee (37 CFR 1.482) not paid to USPTO  
but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... \$740.00International preliminary examination fee (37 CFR 1.482) paid to USPTO  
but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... \$710.00International preliminary examination fee (37 CFR 1.482) paid to USPTO  
and all claims satisfied provisions of PCT Article 33(1)-(4) ..... \$100.00

ENTER APPROPRIATE BASIC FEE AMOUNT =

CALCULATIONS AND USE ONLY

FEE VALUE	
ACCOUNTABILITY	
DEPOSIT ACCOUNT NO.	
FEE	VALUE
1800	180
2615	9
1206	50
	950

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☐ 30  
months from the earliest claimed priority date (37 CFR 1.492(e)).

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total claims	17 - 20 =	0	x \$18.00	\$ 0
Independent claims	2 - 3 =	0	x \$84.00	\$ 0
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$280.00	\$
TOTAL OF ABOVE CALCULATIONS =				\$ 950

☒ Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above  
are reduced by 1/2.Adjustment date: 11/30/2005 WALVARAD  
12/08/2004 GFREY1 00000137 10516500

SUBTOTAL = \$ -180.4950

Processing fee of \$130.00 for furnishing the English translation later than ☐ 20 ☐ 30  
months from the earliest claimed priority date (37 CFR 1.492(f)).

TOTAL NATIONAL FEE = \$ 475

Fees for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be  
accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +

TOTAL FEES ENCLOSED = \$ 515

Amount to be refunded:	\$
charged:	\$

Adjustment date: 11/30/2005 WALVARAD  
07/27/2005 GFREY1 00000122 10516500

- a. ☐ A check in the amount of \$ \_\_\_\_\_ to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ to cover the above fees.  
A duplicate copy of this sheet is enclosed.
- c. ☐ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any  
overpayment to Deposit Account No. \_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- d. ☒ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card  
information should not be included on this form. Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR  
1.137 (a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Pharmaceutical Patent Attys LLC  
Attn: Mark POHL (P 4014)  
55 Madison Avenue, 4th floor  
Morristown, NJ 07960-7397 USA  
+1 (973) 984-0076

SIGNATURE

Mark POHL

NAME

Reg.No. 35,325

REGISTRATION NUMBER



10/516500

D. Rec'd PCT/PTO 02 DEC 2004

PTO/SB/17 (10-01)

Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL**  
**for FY 2002**

Patent fees are subject to annual revision.

**TOTAL AMOUNT OF PAYMENT** (\$ 695.00)**Complete if Known**

Application Number	PCT/EP04/005516
Filing Date	25 Oct 04
First Named Inventor	Juan L. HANCKE et al.
Examiner Name	
Group Art Unit	
Attorney Docket No.	Herbal Powers

**METHOD OF PAYMENT**

- 1.
- ☐
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number	
Deposit Account Name	

- ☐
- Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17
- 
- ☐
- Applicant claims small entity status. See 37 CFR 1.27

- 2.
- ☒
- Payment Enclosed:**

☐ Check ☒ Credit card ☐ Money Order ☐ Other
**FEE CALCULATION****1. BASIC FILING FEE**

	Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101	740	201 370	Utility filing fee	0.00
106	330	206 165	Design filing fee	0.00
107	510	207 255	Plant filing fee	
108	740	208 370	Reissue filing fee	
114	160	214 80	Provisional filing fee	0.00

**SUBTOTAL (1)** (\$ 475.00)**2. EXTRA CLAIM FEES**

	Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
	22			-20** = 2	18.00	0.00
		1		-3** = 0	43.00	0.00
					0.00	0.00

	Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103	18	203 9	Claims in excess of 20
102	84	202 42	Independent claims in excess of 3
104	280	204 140	Multiple dependent claim, if not paid
109	84	209 42	** Reissue independent claims over original patent
110	18	210 9	** Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2)** (\$ 0.00)

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

	Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105	130	205 65	Surcharge - late filing fee or oath	0.00
127	50	227 25	Surcharge - late provisional filing fee or cover sheet	0.00
139	130	139 130	Non-English specification	0.00
147	2,520	147 2,520	For filing a request for <i>ex parte</i> reexamination	0.00
112	920*	112 920*	Requesting publication of SIR prior to Examiner action	0.00
113	1,840*	113 1,840*	Requesting publication of SIR after Examiner action	0.00
115	110	215 55	Extension for reply within first month	0.00
116	400	216 200	Extension for reply within second month	0.00
117	920	217 460	Extension for reply within third month	0.00
118	1,440	218 720	Extension for reply within fourth month	0.00
128	1,960	228 980	Extension for reply within fifth month	0.00
119	320	219 160	Notice of Appeal	0.00
120	320	220 160	Filing a brief in support of an appeal	0.00
121	280	221 140	Request for oral hearing	0.00
138	1,510	138 1,510	Petition to institute a public use proceeding	0.00
140	110	240 55	Petition to revive - unavoidable	0.00
141	1,280	241 640	Petition to revive - unintentional	0.00
142	1,280	242 640	Utility issue fee (or reissue)	0.00
143	460	243 230	Design issue fee	0.00
144	620	244 310	Plant issue fee	0.00
122	130	122 130	Petitions to the Commissioner	0.00
123	50	123 50	Processing fee under 37 CFR 1.17(q)	0.00
126	180	126 180	Submission of Information Disclosure Stmt	180.00
581	40	581 40	Recording each patent assignment per property (times number of properties)	40.00
146	740	246 370	Filing a submission after final rejection (37 CFR § 1.129(a))	0.00
149	740	249 370	For each additional invention to be examined (37 CFR § 1.129(b))	0.00
179	740	279 370	Request for Continued Examination (RCE)	0.00
169	900	169 900	Request for expedited examination of a design application	0.00

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3)** (\$ 220.00)**SUBMITTED BY**

Name (Print/Type)	Mark POHL	Registration No. (Attorney/Agent)	35,325	Telephone	(973) 984-0076
Signature		Date	29 Nov 04		

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.